

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT PADUCAH**

CRIMINAL ACTION NO. 5:06 CR-00019-R

UNITED STATES OF AMERICA

PLAINTIFF

v.

STEVEN D. GREEN

DEFENDANT

ORDER

This matter is before the Court on the motion of the Defendant, Steven D. Green, to declare the Federal Death Penalty Act, 18 U.S.C. § 3591 *et. seq.*, unconstitutional because it is arbitrary, violates evolving standards of decency, and it is applied in a fundamentally unfair manner. The Court having considered the motion, the response of the United States, and being otherwise sufficiently advised,

IT IS ORDERED that the motion of the Defendant be and it is hereby denied.